

**LAND SURVEYORS SECTION MEETING
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS AND LAND SURVEYORS
MADISON, WI
MINUTES
Wednesday, November 13, 2002**

PRESENT: Rick Van Goethem, James Rusch, Robert Hoskins, Dale Zabel, and Francis (Frank) Thousand

STAFF PRESENT: Mary Forseth, Bureau Director; Pamela Haack, Paralegal; Gina York, Program Assistant and other Department staff for portions of the meeting

GUEST: Harold Charlier, Wisconsin Society of Land Surveyors

CALL TO ORDER

Rick Van Goethem called the meeting to order at 3:00 p.m. There was a quorum of four members present. Mr. Van Goethem introduced Dale Zabel, a new public member appointed to the Section.

AGENDA

Amendment to Agenda:

- Under Heading New Business, add the following:
 - 1) Model law – redefinition of Surveying
 - 2) NCEES charge for exam challenges
 - 3) Increased educational requirements for exam candidacy
 - 4) On-line licensure renewal
 - 5) New Governor and DRL changes

MOTION: Robert Hoskins moved, seconded by Frank Thousand, to adopt the agenda as amended. Motion carried unanimously.

MINUTES (July 24, 2002)

MOTION: James Rusch moved, seconded by Robert Hoskins, to approve the minutes of July 24, 2002, as written. Motion carried unanimously.

ADMINISTRATIVE REPORT

MARY FORSETH, BUREAU DIRECTOR

SECTION ROSTER

The Board reviewed and made the following corrections to the roster.

- Rick Van Goethem new home e-mail address: rvangoethen@rr.new.com

2003 SECTION MEETING DATES

The Board reviewed and approved the 2003 meeting dates as published.

TO – DO – LIST

Noted.

SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES

This report is informational.

SECRETARY / DEPUTY SECRETARY COMMENTS

Deputy Secretary Greg Horstman presented information to the Section regarding the Service and Budget Advisory Committee. Secretary Herrera will include suggestions from the Boards regarding services, credentialing, enforcement, and education programs in the Department's budget proposal. This is a difficult fiscal time for state agencies. The Department attended a task force meeting held at the end of October, 2002 and feedback relayed to the Department of Regulation and Licensing (DRL) was that DRL is efficient and frugal.

The Section discussed with Mr. Horstman the status of the twenty-five dollar fee increase per year that was voted on at the last Section meeting. Mary Forseth will get information to Secretary Herrera's office regarding the recommendation for a fee increase and will provide an update to the Section.

Mr. Horstman informed the Section with the new change in Administration that may result in some changes at the Department. If this happens a transition team will be announced to ensure a smooth transfer of duties and responsibilities. The Department will keep Boards abreast of any additional information as it becomes available.

REGULATORY DIGEST

Mary Forseth shared a draft copy of the Regulatory with the Section. Members will review and provide feedback to Mary prior to publication.

LEGISLATIVE ISSUES

JOINT BOARD LEGISLATIVE PROPOSAL, CONTINUING EDUCATION

There was a lengthy discussion regarding continuing education. Mr. Harold Charlier informed the Section of the Wisconsin Society of Land Surveyors requirements and how this is currently being handled.

The Section reviewed the Request for Legislation regarding mandatory CE requirements.

MOTION: Frank Thousand moved, seconded by James Rusch, that the LSR Section recommends to put enabling language in place for mandatory continuing education requirements. Robert Hoskins opposed. Motion carried.

ADMINISTRATIVE RULES

A-E JOINT BOARD RULES COMMITTEE

Rick Van Goethem reported information shared at the A-E Joint Board Rules Committee meeting to the Section.

STATUS REPORT ON TEMPORARY PERMITS AMENDMENT OF A-E 6.07

Pamela Haack informed the Section of the status of this amendment, Clearinghouse rule 02-090. The Landscape Surveyors had a public hearing in July regarding temporary permits. There will be a vote regarding this amendment at the next A-E Joint Board meeting being held on November 14, 2002. This rule will become effective on February 1, 2003.

SECTION MEMBER ACTIVITY

NCEES CENTRAL ZONE CONFERENCE IN WISCONSIN 2006

Jim Rusch informed the Section that the NCEES Central Zone Conference has been scheduled to be held in Wisconsin in 2006. This is at the very beginning stage of planning. Mr. Rusch will send Gina York a packet of information on the specifics of this conference.

EXAMINATION ISSUES

Darwin Tichenor provided an update to the Section regarding the status of the participants for exam writing. Mr. Tichenor would like eight more individuals for this project. Additional names will be submitted before the next Section meeting.

The Section also discussed with Mr. Tichenor the statutory/rule change to eliminate the exam review option. This language will be voted on at the next A-E Joint Board meeting to be held on November 14, 2002.

The review of the Jurisdictional Examination was addressed by the Section. There was much discussion of the differences in review of the national exam verses the Wisconsin Jurisdictional exam. The Section decided to take the following action:

MOTION: Rick Van Goethem moved, seconded by James Rusch, to pursue to eliminate the rule language AE 6.05 (9) (a) & (b) for exam review. The Section may review the examination results prior to their release. Motion carried unanimously.

MISCELLANEOUS CORRESPONDENCE/INFORMATION

REVIEW APPLICATION CHANGES

The section reviewed and discussed at length A-E 6.03 related to work experience. The Section will work on clarifying definitions of items listed in the language. In July 2003, the section will do an article for the regulatory digest regarding the revised application form and the new updated code book.

Jan Bobholz reviewed with the Section the application changes requested from the last meeting. After some discussion the Section would like to review the items currently listed under Item number 2, "Work Experience" for any changes. Section members should review and be prepared to discuss at the February, 2003 meeting.

NEW BUSINESS

IMPLEMENTATION ISSUES RELATED INCREASE IN REQUIRED SEMESTER CREDITS

Jan Bobholz shared information with the Section regarding this change which will be effective July 1, 2003 with an increase from 12 credits to 24 credits. It has been added and highlighted on the application packet forms. At the Sections last meeting a decision was made that any candidate passing the April 2003 exam and having met the current experience and educational requirements by June 30, 2003 would be granted a license.

DEFINITION OF THE PRACTICE OF LAW

Wayne Austin, Legal Counsel discussed a proposal to change the definition of "practice of law".

The Section discussed the possible implications of the proposed change in the definition and recommends referral to the AE Joint Board meeting. The Section asked legal counsel to keep them informed.

NCEES EXAM CHALLENGES FEE

NCEES charge for exam challenges indicated in a memorandum from Betsy Browne, Executive Director of NCEES, was discussed by the Section. The NCEES will permit access to and review of an examination if required by law with a charge of \$250 per candidate review.

ON-LINE LICENSURE RENEWAL

Informational. There was discussion of the possibility of on-line licensure for renewals in the future.

NEW GOVERNOR AND DRL CHANGES

Mr. Greg Horstman addressed the Section earlier in the meeting regarding this issue and will keep Boards and Sections notified as information becomes available.

PRESENTATION OF PROPOSED STIPULATIONS THAT MAY BE SUBMITTED AFTER PRINTING OF THE AGENDA

Nothing was before the Board at this time.

CLOSED SESSION

MOTION: Robert Hoskins moved, seconded by James Rusch, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or discipline (s. 19.85(1)(b), Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and, to confer with legal counsel (s. 19.85(1)(g), Stats.). Motion carried by a roll call vote: Rick Van Goethem-yes; James Rusch-yes; Robert Hoskins-yes and Frank Thousand-yes. Motion carried unanimously.

Open Session recessed at 5:56 p.m.

RECONVENE TO OPEN SESSION

MOTION: James Rusch moved, seconded by Robert Hoskins, to reconvene into open session at 7:05 p.m. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MOTION: Frank Thousand moved, seconded by James Rusch, to accept all decisions and motions made in closed session. Motion carried unanimously.

APPLICATIONS

The following individual's applications were approved by the Board on November 13, 2002.

Applications 13 Reviewed:

(11) Approved :

Anderson, David G.
Gustafson, Jason M.
Ingram, Jason M.
King, Brandon W.
Shilts, Mathew R.
Sime, Donald R.
Suzan, Jesse B.
Trzinski, Thomas
Vinyar, Valeri
Ylkanen, Andrew R.
Zimmerman, Scott F.

(2) Denied:

Boyer, Kevin C.
Kramer, Travis J.

CASE CLOSINGS

MOTION: Frank Thousand moved, seconded by James Rusch, to close case **01 LSR 003** for prosecutorial discretion (P5). Motion carried unanimously.

OTHER ITEMS

None.

ADJOURNMENT

MOTION: James Rusch moved, seconded by Robert Hoskins, to adjourn the meeting at 7:10 p.m. Motion carried unanimously.

Next Meeting: FEB. 13, 2003